

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA

-against-

ROBERT MENENDEZ, ET AL.,

Defendants.

No. 23 Cr. 490 (SHS)

**NOTICE OF FRED DAIBES'S  
MOTION FOR ACQUITTAL OR  
FOR A NEW TRIAL**

Please take notice that upon the accompanying memorandum of law dated August 19, 2024, and all prior proceedings held herein, defendant Fred Daibes moves before the Honorable Sidney H. Stein, United States District Judge, at the United States Courthouse for the Southern District of New York, for an order vacating Mr. Daibes's conviction and entering a judgment of acquittal pursuant to Federal Rule of Criminal Procedure 29, or in the alternative, ordering a new trial pursuant to Federal Rule of Criminal Procedure 33, and such other and further relief as the Court may deem just and proper.

Dated: New York, New York  
August 19, 2024

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